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9 Attorneys for Defendants
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 10 SAMSUNG SDI CO., LTD.,
 SAMSUNG SDI (MALAYSIA) SDN. BHD.,
 11 SAMSUNG SDI MEXICO S.A. DE C.V.,
 SAMSUNG SDI BRASIL LTDA.,
 12 SHENZEN SAMSUNG SDI CO., LTD. AND
 TIANJIN SAMSUNG SDI CO., LTD.

13
 14 UNITED STATES DISTRICT COURT
 15 NORTHERN DISTRICT OF CALIFORNIA
 16 SAN FRANCISCO DIVISION

17 In re: CATHODE RAY TUBE (CRT)
 18 ANTITRUST LITIGATION

Master File No. 3:07-md-05944-SC

MDL No. 1917

19 This Document Relates to:

20 *Electrograph Systems, Inc., et al. v. Technicolor*
 21 *SA, et al.*, No. 13-cv-05724-SC;

22 *Interbond Corporation of America v.*
 23 *Technicolor SA, et al.*, No. 13-cv-05727-SC;

24 *Office Depot, Inc. v. Technicolor SA, et al.*,
 No. 13-cv-05726-SC;

25 *P.C. Richard & Son Long Island Corporation,*
 26 *et al. v. Technicolor SA, et al.*, No. 13-cv-
 05725-SC

27 *Schultze Agency Services, LLC v. Technicolor*
 28 *SA, et al.*, No. 13-cv-05668-SC

**DECLARATION OF TYLER M.
 CUNNINGHAM IN SUPPORT OF
 CERTAIN DIRECT ACTION
 PLAINTIFFS' ADMINISTRATIVE
 MOTION TO SEAL PORTIONS OF
 AMENDED COMPLAINTS PURSUANT
 TO CIVIL LOCAL RULES 7-11 AND 79-
 5(d)**

[Samsung SDI Defendants]

1 I, TYLER M. CUNNINGHAM, declare as follows:

2 1. I am a member of the bar of the State of California and an associate with
3 Sheppard, Mullin, Richter & Hampton LLP, counsel of record for defendants Samsung SDI
4 America, Inc., Samsung SDI Co., Ltd., Samsung SDI (Malaysia) Sdn. Bhd., Samsung SDI Mexico
5 S.A. De C.V., Samsung SDI Brasil Ltda., Shenzhen Samsung SDI Co., Ltd., and Tianjin Samsung
6 SDI Co., Ltd. (collectively "SDI") in these actions. I make this declaration in support of the
7 motion by plaintiffs Electrograph Systems, Inc. and Electrograph Technologies Corp.
8 ("Electrograph"), Interbond Corporation of America ("BrandsMart"), Office Depot, Inc. ("Office
9 Depot"), P.C. Richard & Son Long Island Corporation ("P.C. Richard"), MARTA Cooperative of
10 America, Inc., ABC Appliance, Inc., and Schultze Agency Services, LLC ("Tweeter")
11 (collectively, "Plaintiffs") to seal portions of Plaintiffs' First Amended Complaints (Dkt. No.
12 2279) ("Motion to Seal"). Except for those matters stated on information and belief, about which
13 I am informed and which I believe to be true, I have personal knowledge of the matters set forth
14 herein, and could and would testify competently to each of them.

15 2. SDI has disclosed or produced to the parties in this action certain
16 documents and information designated as either "Confidential" or "Highly Confidential" pursuant
17 to the Stipulated Protective Order entered on June 18, 2008 (Dkt. No. 306) (the "Protective
18 Order").

19 3. On December 20, 2013, Plaintiffs filed the Motion to Seal requesting that
20 the Court maintain under seal portions of Plaintiffs' concurrently lodged amended complaints. I
21 have reviewed the portions of Plaintiffs' Amended Complaint sought to be maintained under seal.

22 4. Pursuant to Civil Local Rules 7-11 and 79-5, this Court's General Order
23 No. 62, Electronic Filing of Documents Under Seal, effective May 10, 2010, and the Protective
24 Order, I make this declaration on behalf of SDI to provide the Court with a basis to maintain under
25 seal portions of Plaintiffs' amended complaints that quote from, describe, or otherwise summarize
26 documents and/or information that SDI has designated as "Confidential" or "Highly Confidential."

27 5. Upon information and belief, the following paragraphs of Plaintiffs'
28

1 amended complaints quote from, describe or otherwise summarize documents or information that
 2 SDI has designated as “Confidential” or “Highly Confidential:”

- 3 • Electrograph First Amended Complaint, ¶¶ 152, 153, 156, 159, 160, 238
 4 and 239;
- 5 • BrandsMart’s First Amended Complaint, ¶¶ 137, 138, 141, 144, 145, 223
 6 and 224;
- 7 • Office Depot’s First Amended Complaint, ¶¶ 138, 140, 143, 146, 147, 226
 8 and 227;
- 9 • P.C. Richard’s First Amended Complaint, ¶¶ 142, 144, 147, 150, 151, 229
 10 and 230; and
- 11 • Tweeter’s First Amended Complaint, ¶¶ 141, 143, 146, 149, 150, 228 and
 12 229.

13 6. The documents or information quoted from, described, or otherwise
 14 summarized in Plaintiffs’ amended complaints consist of, cite to, or identify confidential,
 15 nonpublic, proprietary and highly sensitive business information about SDI’s market analyses,
 16 business practices, internal practices and/or competitive positions. I am informed and believe that
 17 this is sensitive information, and public disclosure of this information presents a risk of
 18 undermining SDI’s business relationships, would cause it harm with respect to its competitors and
 19 customers, and would put SDI at a competitive disadvantage.

20 7. Upon information and belief, Plaintiffs’ amended complaints quote from,
 21 describe or otherwise summarize several “Highly Confidential” documents produced by SDI that
 22 the Court has previously sealed. For example, upon information and belief, Plaintiffs’ amended
 23 complaints quote from, describe or otherwise summarize the following “Highly Confidential”
 24 documents produced by SDI: SDCRT-0002526 to 28; SDCRT-0002526E to 28E; SDCRT-
 25 0086490 to 92; SDCRT-00086490E to 92E; SDCRT-0006632 to 33; and SDCRT-0006632E to
 26 33E. These documents are internal reports that contain, cite and/or refer to confidential business
 27 information about SDI’s market analyses, sales strategy, business and supply plans, or
 28

8. In addition, the Court recently granted a motion to seal several substantially similar paragraphs in a complaint filed by Sharp Electronics Corp. and Sharp Electronics Manufacturing Corp. *See* Order Regarding Administrative Motion to Seal Portions of Plaintiffs' First Amended Complaint (Dkt. No. 2211).

I declare under penalty of perjury of the laws of the United States that the foregoing is true and correct.

/s/ Tyler M. Cunningham
TYLER M. CUNNINGHAM